

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2009-051861

07/22/2010

HONORABLE ROBERT BUDOFF

CLERK OF THE COURT
L. Carlson
Deputy

AMERICAN NATIONAL BANK

FREDERICK E DAVIDSON

v.

JOHN NICHOLAS VATISTAS, et al.

COLIN F CAMPBELL

DENNIS I WILENCHIK

MINUTE ENTRY

On July 21, 2010, Defendants filed "Defendants' Emergency Motion to Allow Reply to Plaintiff's Response Brief; and Schedule Expedited Hearing on the Motion to Compel".

Upon this Court's review of this matter, it is noted as follows:

1. On March 11, 2010, Defendants filed an Emergency Motion to Compel. Plaintiff filed their Response on March 30, 2010, and Defendants their Reply on April 12, 2010.
2. On April 22, 2010, this Court conducted Oral Argument on the Emergency Motion to Compel and entered orders directing the parties to provide specific requests and specific discovery pursuant to the Motion. The Court also, on April 22, 2010, directed the parties to file pleadings regarding their exchange of the information.

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3. On June 14, 2010, Defendants filed their Brief in Support of the Emergency Motion to Compel and a Request for Sanctions. Plaintiff filed their Response on July 9, 2010.
4. On June 22, 2010, Defendants filed a Motion for Summary Judgment.
5. Pursuant to "Defendants' Request for Consolidated Oral Argument" filed June 25, 2010, this Court scheduled Oral Argument on the Motion to Compel/Motion for Sanctions and Motion for Summary Judgment on September 9, 2010, at 10:00 a.m.
6. Defendants' July 21, 2010, pleading previously mentioned, now requests that an expedited hearing be scheduled on the Motion to Compel in advance of the Motion for Summary Judgment and Sanctions hearing.

Having considered the matters presented,

IT IS ORDERED as follows:

1. Defendants may file a Reply to Plaintiff's Response Brief of July 9, 2010, by August 3, 2010.
2. Denying Defendants' Request for Expedited Hearing on the Motion to Compel. The Motion to Compel Oral Argument will be heard in conjunction with the sanctions hearing and the Motion for Summary Judgment proceeding on September 9, 2010.

It appears to the Court that the contentiousness, extensiveness, and continuation of the discovery disputes between the parties warrants the appointment of a Discovery Master. This possibility was noted in the minute entry of April 22, 2010.

IT IS THEREFORE ORDERED directing the parties to submit to the Court a blind list of four names in one pleading (two names to be suggested by each party without identifying the names suggested by each party) to the Court by August 3, 2010.

The Court will appoint the Discovery Master from the blind list submitted. Charges for the Discovery Master will be ordered to be shared equally by the parties.

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